

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Miles Hall on October 06, 2011.

The application has been amended as follows:

- a) Claim 30, line 3 – “motility, robustness, gender, genetic make-up,” has been deleted;
- b) Claim 30, line 4 – “fertilizing potential,” has been deleted;
- c) Claim 31, line 2 – “poor” has been deleted; and
- d) Claim 31, line 3 – “motility,” has been deleted.

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Also, in the first line of the specification on page 1 between "application" and claims" the following has been inserted -- is a 371 of PCT/AU2004/001367, filed October 7, 2004, which --.

Allowable Subject Matter

2. Claims 1-24 and 27-31 are allowed.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to ALEX NOGUEROLA whose telephone number is (571) 272-1343. The examiner can normally be reached on M-F 8:30 - 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, JEFFREY BARTON can be reached at (571) 272-1307. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Alex Noguera/
Primary Examiner, Art Unit 1759
October 11, 2011